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8 IN THE UNITED STATES DISTRICT COURT FOR THE
9 EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,) No. CR S 04-274 GEB
12 Plaintiff,) APPLICATION AND ORDER
13 v.) FOR EXONERATION OF BOND
14) AND RECONVEYANCE OF DEED
15 Defendant.) OF TRUST
16 _____)

17 Plaintiff United States of America hereby applies for an
18 order: (1) exonerating the Appearance Bond for defendant Shirley
19 Mendoza in the above-entitled action; and (2) reconveying the Deed
20 of Trust submitted to secure the Appearance Bond and received by
21 the Clerk of the Court, to Donato Cobarrubias and Laura
22 Cobarrubias, for the following reasons:

23 1. An Appearance Bond for Shirley Mendoza, secured by real
24 property located at 12 Athen Street, San Francisco, California was
25 filed with this Court.

26 2. The Clerk of the Court for the Eastern District of
27 California received the Deed of Trust for the real property located
28 at 12 Athen Street, San Francisco, California, securing the

1 Appearance Bond.

2 3. On January 14, 2005, this Court sentenced Mendoza to,
3 inter alia, 35 months incarceration. Mendoza is currently serving
4 her sentence, and her Appearance Bond is no longer necessary and
5 may be exonerated.

6 THEREFORE, the United States respectfully requests an Order
7 that:

8 1. The Appearance Bond secured by real property at 12 Athen
9 Street, San Francisco, California, be exonerated.

10 2. The Clerk of the Court for the Eastern District of
11 California reconvey the Deed of Trust to Donato Cobarrubias and
12 Laura Cobarrubias. Said reconveyance of the Deed of Trust shall be
13 executed and forwarded to the United States Marshals Service for
14 the Eastern District of California.

16 DATED: December 14, 2005

MC GREGOR W. SCOTT
United States Attorney

18 By: /s/ R. Steven Lapham
19 R. STEVEN LAPLHAM
Assistant U.S. Attorney

21 **ORDER**

23 IT IS SO ORDERED.

24 Dated: December 15, 2005

26 /s/ Garland E. Burrell, Jr.
27 GARLAND E. BURRELL, JR.
United States District Judge

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